IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.10111 of 2008
MD.SHAKIL & ANR
Versus
THE STATE OF BIHAR
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3. **05.09.2008** Heard learned counsel for the petitioner and the State.

Petitioners are accused in a case registered under Sections 341, 323, 504, 384 and 379 of the Indian Penal Code and 3(x) SC/ST (Prevention of Atrocities) Act.

It is submitted that during the pendency of this application petitioner no.1, Md. Sakil has been arrested. As such, the application against him has become infructuous.

Accordingly, the same is dismissed as infructuous.

So far as petitioner no.2 is concerned, in view of the specific allegation against him with regard to alleged offence as well as the submission of the learned counsel for the State on perusal of the case diary that the material has come against this petitioner.

In the facts and circumstances of the case, I am not inclined to grant bail to petitioner no.2. Accordingly, the same is rejected.

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Jagdish/- **(Shailesh Kumar Sinha,J)**